

Message Text

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ORIGIN EB-11

INFO OCT-01 EUR-25 ADP-00 CAB-09 CIAE-00 COME-00 DODE-00

INR-10 NSAE-00 RSC-01 FAA-00 L-03 H-03 SS-15 NSC-10

PA-03 PRS-01 USIA-15 /107 R

DRAFTED BY EB/AN:MHSTYLES:EB/AN:PJGLASOE:DAP

8/22/73 EXT. 21232

APPROVED BY EB/AN:WBCOBB

CAB - MR. CHESEN (SUBS)

EUR/IB - MR. MC COWN

----- 025460

R 222053Z AUG 73

FM SECSTATE WASHDC

TO AMEMBASSY MADRID

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E.O. 11652:N/A

TAGS:ETRN, SP

SUBJECT:CIVAIR - SPANTAX/HOLIDAIR

REF: MADRID 4572

1. BY WAY OF CLARIFICATION, SPANTAX/HOLIDAIR PROGRAM FILED JULY 24 WAS FOR 99 FLIGHTS, EACH CARRYING 5 GROUPS, FOR TOTAL OF 495 GROUPS.

2. AS REQUIRED BY CAB REGULATIONS, SPANTAX ON JULY 24 FILED THE TGC PROGRAM FOR THESE FLIGHTS. THIS FILING IS TO PERMIT THE CAB TO PASS ON THE CHARTERWORTHINESS OF THE PROGRAM. THERE ARE OTHER CAB REQUIREMENTS, SUCH AS FILING OF PASSENGER LISTS, BUT NONE OF THESE IS A REQUIREMENT FOR CAB APPROVAL OF THE FLIGHTS PER SE. UNDER CAB PROCEDURES, SINCE NO ACTION WAS TAKEN WITHIN 15 DAYS TO REJECT THE JULY 24 FILING, THE TGC OPERATOR IS FREE TO ADVERTISE AND SELL THE PROGRAM.

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3. NONE OF FOREGOING IS RELEVANT TO UPLIFT RATIO IN SPANTAX

PERMIT. HOWEVER, SINCE RATIO IS APPLICABLE ON A CALENDAR YEAR BASIS, THERE CAN BE NO POSSIBILITY OF VIOLATION OF THE RATIO UNTIL THE CALENDAR YEAR ENDS. FURTHERMORE, THE FACTORS MENTIONED TO GOS OFFICIALS PREVIOUSLY (PARA 4, STATE 121333) ARE, OF COURSE, STILL RELEVANT.

4. PRECEDING OBVIOUSLY BEGS QUESTION OF US APPROVAL OR

DISAPPROVAL OF REF SPANTAX PROGRAM. HOWEVER, THERE IS IN FACT NO DECISION PENDING BEFORE THE CAB WHICH WOULD AFFECT THE PROGRAM POSITIVELY OR NEGATIVELY. AT THE SAME TIME, THE UPLIFT RATIO WHICH FORMS PART OF SPANTAX PERMIT CONTINUES TO GOVERN THE GENERAL SCOPE OF ITS OPERATIONS IN THIS COUNTRY.

5. PRECEDING WAS DRAFTED PRIOR TO RECEIPT MADRID 4750.
REPLY TO QUESTION A OF PARA 4 WILL BE SENT SEPTEL. ROGERS

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